

# COMMITTEE REPORT

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## MR. PRESIDENT:

The Senate Committee on Agriculture and Small Business, to which was referred House Bill No. 1212, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 2, after line 12, begin a new paragraph and insert:
- 2 "SECTION 3. IC 15-1.5-10.5-5.5 IS ADDED TO THE INDIANA
- 3 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2001]: Sec. 5.5. The trustees may do the
- 5 following:
- 6 (1) Enter into contracts related to the trustees' powers and
- 7 duties under this chapter.
- 8 (2) Receive, hold, and expend appropriations made by the
- 9 general assembly.
- 10 (3) Receive gifts.
- 11 (4) Charge admissions.
- 12 (5) Purchase, lease, and sell real and personal property.
- 13 (6) Develop, improve, and maintain the property leased or
- 14 owned by the trustees.
- 15 (7) Adopt rules under IC 4-22-2 to implement this chapter.
- 16 SECTION 4. IC 15-1.5-10.5-7 IS AMENDED TO READ AS
- 17 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 7. (a) The trustees
- 18 shall, in October 2001, and in October of each odd-numbered year
- 19 thereafter, elect a member of the trustees as the presiding officer of
- 20 the trustees for a term of two (2) years that begins on November 1 of
- 21 the year in which the election is held. The member elected under this

1 subsection is the presiding officer of the trustees until the earlier of the  
2 following:

- 3 (1) The expiration of the member's term.
- 4 (2) The replacement of the member as presiding officer by the
- 5 trustees.
- 6 (b) The trustees may elect other officers of the barn from among the
- 7 trustees.

8 SECTION 4. IC 15-1.5-10.5-10 IS AMENDED TO READ AS  
9 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 10. (a) The trustees  
10 may establish a nonprofit entity to solicit, raise, and accept funds:

- 11 (1) to pay the administrative costs of the barn;
- 12 (2) for use in the maintenance and operations of the barn; and
- 13 (3) to fund capital improvements of the barn's principal facility
- 14 and related facilities.

15 (b) The nonprofit entity established under this section may receive  
16 the proceeds from the operations of the barn.

17 (c) The nonprofit entity established under this section is governed  
18 by a board of directors. The directors include:

- 19 (1) the presiding officer of the trustees of the barn, who shall act
- 20 as presiding officer of the board of directors; and
- 21 (2) four (4) individuals appointed by the trustees.

22 (d) An expenditure of funds **for capital improvements** by the  
23 nonprofit entity established under this section must be approved by the  
24 trustees.

25 SECTION 5. IC 15-1.5-10.5-11 IS AMENDED TO READ AS  
26 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 11. The executive  
27 director of the barn shall pay the expenses **for capital improvements**  
28 of the barn approved by the trustees of the barn.

29 SECTION 6. [EFFECTIVE JANUARY 1, 2001 (RETROACTIVE)]

30 **(a) For purposes of this SECTION, "trustees" has the meaning set**  
31 **forth in IC 15-1.5-10.5-2.**

32 **(b) Notwithstanding IC 15-1.5-10.5-7, the term as presiding**  
33 **officer of the presiding officer of the trustees on January 1, 2001,**  
34 **ends on October 31, 2001.**

- 1       **(c) This SECTION expires November 1, 2001.**
- 2       **SECTION 7. An emergency is declared for this act."**
- 3       Renumber all SECTIONS consecutively.  
(Reference is to HB 1212 as printed February 6, 2001.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 8, Nays 0.

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**Senator Nugent, Chairperson**